

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA, ) No. CR 07-00014 JW  
Plaintiff, )  
v. )  
GUSTAVO RAMIREZ-TORRES, )  
Defendant. )  

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*[Signature]*  
**[PROPOSED] ORDER REFERRING  
DEFENDANT BUREAU OF PRISONS  
FOR MENTAL EVALUATION  
PURSUANT TO 18 U.S.C. §§ 4241  
AND 4247**

17 Defendant, Gustavo Ramirez-Torres, appeared before the Court on May 14, 2007, at  
18 which time defense counsel declared a doubt regarding the defendant's competence to proceed.  
19 Probation Officer Lori Timmons, who has met with the defendant, concurred that the defendant's  
20 competence is in question.

21 Accordingly, pursuant to 18 U.S.C. §§ 4241 (a) and (b), the Court HEREBY ORDERS  
22 that the defendant be designated to a suitable medical facility within the Bureau of Prisons, to be  
23 evaluated with respect to his competence. The Court further orders that a report be prepared and  
24 filed with the Court pursuant to 18 U.S.C. §§ 4247 (b) and (c).

25 A further status hearing is set in this matter for July 23, 2007.

26 IT IS FURTHER ORDERED THAT the period of time from May 14, 2007, to July 23,

1 2007, shall be excluded from the period of time within which trial must commence under the  
2 Speedy Trial Act, 18 U.S.C. § 3161 et seq, because time is needed for the defendant's mental  
3 examination.

4 Dated: June 1, 2007

5 JAMES WARE  
6 United States District Judge



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